IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 6TH NOVEMBER 2007 / 15TH KARTHIKA 1929

WP(C).No. 32792 of 2007(D)

PETITIONER:

P.T.C.KUNHAYAMOO, S/O.KOYAMU CHAIRMAN,
ISLAMIC CULTURAL TRUST,KARINGALLATHANI,
P.O. THAZHEKKODE, MALAPPURAM DISTRICT.

BY ADV. SRI.K.MUHAMMED SALAHUDHEEN

RESPONDENT:

SECRETARY
GRAMA PANCHAYAT
THACHANATTUKARA P.O., MANNARKKAD TALUK,
PALAKKAD DIST.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/11/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 32792 OF 2007

Dated this the 6th day of November, 2007

JUDGMENT

The petitioner who is the chairman of Islamic Cultural Trust is aggrieved in that the respondent Panchayat is not inclined to re-accept Ext.P1 application for the establishment of a burial ground. According to the petitioner the application was forwarded to the District Collector by the respondent Panchayat through District Medical Officer, Palakkad. The District Medical Officer noted some defects in the application and returned the same to the Panchayat and they returned it to the petitioner. Petitioner claims that the defects noted by the DMO have been cured and petitioner is ready to re-submit Ext.P1 freed of all the defects before the Panchayat.

I do not propose to go into the merits of the matter or to decide on the genuineness of the grievance. Since the petitioner claims to have cured all the defects noted by the DMO, the Panchayat will receive Ext.P1 which is claimed to be freed of all defects and forward the same to the DMO concerned so as to enable the authorities to proceed in accordance with law.

PIUS C. KURIAKOSE, JUDGE

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